IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

TUESDAY, THE 24TH JULY 2007 / 2ND SRAVANA 1929

MFA.No. 1144 of 2001()

OPMV.2224/1994 of ADDL. MOTOR ACCIDENT CLAIMS TRIBUNAL, PALAKKAD .
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APPELLANT: PETITIONER

INDIRA, D/O.PAZHANAN, AGED 31 YEARS,
SURESH TAILORING MUTTIKULANGARA,
PALAKKAD TALUK.

BY ADV. SRI.LEGY ABRAHAM

RESPONDENTS: RESPONDENTS
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1. **KRISHNAN, S/O.KUTTAPPAN,**
   AGED 34 YEARS, KUNNATH HOUSE,
   KALLADIKODE, PALAKKAD (DRIVER
   OF BUS- KL 9/B 3225)

2. **V.K.BALACHANDRAN, S/O.KUTTIKRISHNA-**
   GUPTAN, AGE NOT KNOWN, JAYANTHI,
   PARASSERRY POST, KONGAD-PALAKKAD
   (OWNER OF BUS KL 9/B 3225).

3. **THE UNITED INDIA INSURANCE CO. LTD.,**
   BRANCH OFFICE P.B. NO. 61-G.B.ROAD,
   PALAKKAD , POLICY NO.1012301/31/40/1/7063/94.

BY ADV. SRI.PMM.NAJEEB KHAN

THIS MISC. FIRST APPEAL HAVING BEEN FINALLY HEARD ON 24/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

M.F.A.NO.1144 OF 2001 ()

Dated this the 24th day of July, 2007

J U D G M E N T

KOSHY,J.

Appellant claimant at the age of 25 met with an accident by which she suffered injuries on the forehead. Ext.A2 wound certificate shows the she had tenderness over the right side of the forehead. She was treated in the hospital and discharged. She was an E.S.I. covered employee as she was employed in B.P.L. Sanyo Company. Her employment or income was not affected. Total amount granted by the tribunal as compensation is only Rs.4,000/-, that is Rs.1,000/- for medical expenses and balance for pain and sufferings. We are of the opinion that considering the pain and sufferings and inconvenience caused to her, she should be granted another Rs.1,000/- more. In view of the minor nature of injuries, no further compensation need be granted and the above Rs.1,000/- should be deposited by the 3rd respondent Insurance

company with 8% interest from the date of application till deposit. On deposit of the amount, appellant is free to withdraw the same. Accordingly this appeal is partly allowed.

J.B.KOSHY, JUDGE

K.P.BALACHANDRAN, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

M.F.A.NO.1144 OF 2001 ()

J U D G M E N T

24th July, 2007